

**IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

<b>UNITED STATES OF AMERICA</b>	)	
	)	
<b>v.</b>	)	<b>Case No.: 2:07CR230-TFM</b>
	)	
<b>CHARLES E. SANDERS</b>	)	

**UNOPPOSED MOTION TO CONTINUE TRIAL**

COMES NOW the Defendant, **Charles E. Sanders**, by and through his undersigned counsel, Donnie W. Bethel, and moves this Court to continue his case past the presently scheduled date of January 14, 2008. As grounds for granting this Motion, Defendant would show the following:

1. Undersigned counsel presently has felony trials in the United States v. Lorenzo Rainer, Case No. 2:07-cr-151-MEF; United States v. Willie Davis, Case No. 2:07CR248-WKW; and United States v. Lawrence Dean, Case No. 2:07cr195-MEF, which are scheduled for the trial term of January 14, 2008. At a minimum, both United States v. Lorenzo Rainer and United States v. Lawrence Dean will proceed to trial and it is likely that United States v. Willie Davis will also proceed to trial during this term.

2. In addition, undersigned counsel and counsel for the government have undertaken negotiations to resolve this matter without the necessity for a trial and undersigned counsel believes that should a continuance be granted, a resolution without the need of a trial will be reached.

3. Counsel for the Government, L. Amber Brugnoli, Special Assistant United States Attorney, does not oppose the granting of a continuance to the next trial term.

4. While requests for a continuance are addressed to the sound discretion of the trial court, United States v. Darby, 744 F.2d 1508, 1521(11thCir. 1984),reh'g denied 749 F.2d 733, cert. denied, 471 U.S. 1100 (1985), undersigned counsel feels that, in this case, the ends of justice will be served by allowing the defense adequate time to review all potentially relevant information and to interview all potential witnesses in order to adequately prepare a defense to the charge contained in the Indictment.

**WHEREFORE**, based upon the foregoing, undersigned counsel respectfully requests that this trial be continued beyond the presently scheduled date of January 14, 2008.

Dated this 20<sup>th</sup> day of December, 2007.

Respectfully submitted,

s/ Donnie W. Bethel  
DONNIE W. BETHEL  
Assistant Federal Defender  
201 Monroe Street, Suite 407  
Montgomery, Alabama 36104  
Phone: (334) 834-2099  
Fax: (334) 834-0353  
E-mail:[don\\_bethel@fd.org](mailto:don_bethel@fd.org)  
IN Bar Code: 14773-49

**IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

<b>UNITED STATES OF AMERICA</b>	)	
	)	
<b>v.</b>	)	<b>Case No.: 2:07CR230-TFM</b>
	)	
<b>CHARLES E. SANDERS</b>	)	

**CERTIFICATE OF SERVICE**

I hereby certify that on December 20, 2007, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Kent B. Brunson  
Assistant United States Attorney  
131 Clayton Street  
Montgomery, Alabama 36101

Lindsey A. Brugnolin  
Special Assistant United States Attorney  
50 LeMay Plaza South  
Maxwell AFB, Alabama 36112

Respectfully submitted,

s/ Donnie W. Bethel  
DONNIE W. BETHEL  
Assistant Federal Defender  
201 Monroe Street, Suite 407  
Montgomery, Alabama 36104  
Phone: (334) 834-2099  
Fax: (334) 834-0353  
E-mail: [don\\_bethel@fd.org](mailto:don_bethel@fd.org)  
IN Bar Code: 14773-49